

REMARKS

At the outset, the Examiner is thanked for the thorough review and consideration of the pending application. The Office Action dated June 22, 2006 has been received and its contents carefully reviewed. Claims 1-58 are pending in the application with claims 10-17, 29-36, 41-43 and 47-58 being withdrawn from consideration. Reconsideration and withdrawal of the rejections and objection in view of the following remarks are respectfully requested.

In the Office Action, claims 1 and 8 are rejected on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claims 1, 3, 6 and 7 of U.S. Patent No. 7,002,656, issued to Lee (hereafter "Lee"). Applicant respectfully submits the claims of the present application are not obvious; however, to expedite prosecution in this application, Applicant files herewith a Terminal Disclaimer to overcome the double patenting rejection. Withdrawal of the rejection is respectfully requested.

In the Office Action, claims 1-6, 8, 9, 18-23, 26-28, 37, 39, 40 and 44-46 are provisionally rejected on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claims 1, 7, 8, 10, 24, 92, 97-102 and 104 of copending Application No. 10/825,486 (US Publication No. 2005/0083466). And, claims 1 and 8 are provisionally rejected on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claims 1 and 2 of copending Application No. 10/824,612 (U.S. Publication No. 2005/0128406). Because these provisional double patenting rejections would be the only rejections remaining in the present application, Applicant respectfully requests the Examiner to withdraw the rejections in accordance with MPEP § 804 (1)(B) without need for a terminal disclaimer.

In the Office Action, claims 7, 24, 25 and 38 are objected to as being dependent upon a rejected base claim. Applicant kindly submit the objection is overcome in view of the above remarks. Withdrawal of the objection is requested.

Applicant believes the foregoing remarks place the application in condition for allowance and early, favorable action is respectfully solicited.

If for any reason the Examiner finds the application other than in condition for allowance, the Examiner is requested to call the undersigned attorney at (202) 496-7500 to discuss the steps necessary for placing the application in condition for allowance. All correspondence should continue to be sent to the below-listed address.

If these papers are not considered timely filed by the Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. §1.136, and any additional fees required under 37 C.F.R. §1.136 for any necessary extension of time, or any other fees required to complete the filing of this response, may be charged to Deposit Account No. 50-0911. Please credit any overpayment to deposit Account No. 50-0911. A duplicate copy of this sheet is enclosed.

Dated: September 18, 2006

Respectfully submitted,

By Valerie P. Hayes
Valerie P. Hayes
Registration No.: 53,005
McKENNA LONG & ALDRIDGE LLP
1900 K Street, N.W.
Washington, DC 20006
(202) 496-7500
Attorneys for Applicant